# **SENATE BILL No. 254**

### DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-22-3-6.5.

**Synopsis:** Evansville-Vanderburgh County airport authority. Provides that the Evansville-Vanderburgh County airport authority and any county contiguous to Vanderburgh County may enter into a cooperative agreement involving any functions of the authority.

C

Effective: Upon passage.

# **Becker**

January 11, 2007, read first time and referred to Committee on Commerce, Public Policy & Interstate Cooperation.

p

y



#### First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in this style type, and deletions will appear in this style type.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

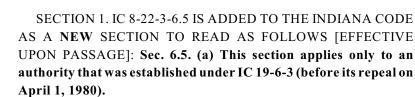
Conflict reconciliation: Text in a statute in *this style type* or *this style type* reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

# C

## SENATE BILL No. 254

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:



- (b) As used in this section, "cooperative agreement" means an agreement entered into by the authority and an eligible county under subsection (d).
- (c) As used in this section, "eligible county" means a county that is contiguous to the county in which the authority has jurisdiction.
- (d) The authority and an eligible county may enter into a cooperative agreement concerning the operations, functions, projects, activities, funding, or capital expenditures of the authority under this chapter or IC 8-22-3.5.
  - (e) A cooperative agreement must provide for the following:
    - (1) The appointment to the board of the authority of one (1) or more additional members, including advisory members,



1

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

2007

У

1	representing the eligible county.
2	(2) The duration of the cooperative agreement.
3	(3) The purpose of the cooperative agreement.
4	(4) The manner of financing, staffing, and supplying a joint
5	undertaking under the cooperative agreement.
6	(5) Establishing and maintaining a budget for a joint
7	undertaking under the cooperative agreement.
8	(6) The partial or complete termination of the cooperative
9	agreement.
10	(7) Any other matters the authority and the eligible county
11	determine are necessary or desirable.
12	(f) A cooperative agreement may provide for the following:
13	(1) A trial period, not to exceed three (3) years, during which
14	the eligible county:
15	(A) may cooperate in an advisory capacity; and
16	(B) may not be required to participate in financing
17	activities under the cooperative agreement.
18	(2) The establishment of a separately appointed board to
19	administer the cooperative agreement following the
20	conclusion of the trial period described in subdivision (1).
21	(g) A proposed cooperative agreement must be approved by the:
22	(1) executive; and
23	(2) fiscal body;
24	of the eligible county before the eligible county may enter into the
25	cooperative agreement.
26	(h) A cooperative agreement entered into under this section is
27	not subject to IC 36-1-7.
28	(i) The general assembly finds the following:
29	(1) The authority and all eligible counties face unique and
30	distinct challenges and opportunities related to transportation
31	and economic development that are different in scope and
32	type from those faced by other units of local government in
33	Indiana due to:
34	(A) the status of the authority and the eligible counties in
35	relationship to the southwest extension of Interstate
36	Highway 69;
37	(B) the distance of the authority and the eligible counties
38	from other major centers of commerce, industry, and
39	economic activity in the state; and
40	(C) the relative inaccessibility of southwest Indiana to
41	markets.
42	(2) A unique approach is required to fully take advantage of



- 1 the economic development potential of the authority and an
- 2 eligible county.
- 3 SECTION 2. An emergency is declared for this act.

C O

p

y



2007